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Attorneys for Debtor
ECO2 Plastics, Inc.

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In Re

ECO2 PLASTICS, INC.,
a Delaware corporation

Debtor.

Employer Identification No. 31-1705310

Case No. 09-33702 DM

Chapter 11

**NOTICE HEARING ON MOTION FOR
ORDER AUTHORIZING DEBTOR TO
REJECT SPECIFIC EXECUTORY
CONTRACTS AND UNEXPIRED LEASES
AND TO ESTABLISH BAR DATE FOR
REJECTION CLAIMS : NI INDUSTRIES
(11 U.S.C. SECTION 365(a))**

Date: February 12, 2010
Time: 10:00 a.m.
Dept: 235 Pine Street, 22nd Floor
San Francisco, CA 94104
Judge: Hon. Dennis Montali

**TO: NI INDUSTRIES, THE CREDITORS' COMMITTEE, SECURED CREDITORS,
OTHER PARTIES IN INTEREST AND THE UNITED STATES TRUSTEE:**

PLEASE TAKE NOTICE THAT, ECO2 Plastics, Inc ("Debtor" or "ECO2"), the Chapter
11 Debtor herein, will move the Bankruptcy Court on February 12, 2010, at 10:00 a.m., at 235
Pine Street, 22 Floor, before the Honorable Dennis Montali for an order pursuant to Bankruptcy
Code Section 365(a) authorizing it to reject its primary lease at 5300 Claus Road, Riverbank,

1 California ("Premises") with Landlord, NI Industries effective January 15, 2010, and to continue
2 to pay \$8,000 a month to store the Debtor's remaining equipment until the earlier of March 31,
3 2010 or when the Debtor moves out.

4 As set forth in more detail in Debtor's Motion, by rejecting its lease and continuing to
5 store its equipment at the Premises in a reduced portion of the space, Debtor is reducing the
6 administrative expense of rent from \$32,284 a month to \$8,000 a month. Additionally, if the
7 Debtor can store its equipment in the premises, it will temporarily avoid the expenses of moving
8 the equipment.

9 Also, please be advised that Debtor continues to attempt to negotiate a Stipulation with the
10 Landlord, and if a Stipulation is agreed to, Debtor may change the date of the hearing on this
11 motion to seek the Court's approval of the Stipulation at an earlier date. If the hearing is changed
12 you will be notified. Any party that wants a copy of the Motion For Order Authorizing Debtor to
13 Reject Specific Executory Contracts And Unexpired Leases And to Establish Bar Date For
14 Rejection Claims: NI Industries (11 U.S.C. Section 365(a)) and Declaration of Rodney S.
15 Rougelot in Support of Motion For Order Authorizing Debtor to Reject Specific Executory
16 Contracts and Unexpired Leases and to Establish Bar Date for Rejection Claims: NI Industries
17 (11 U.S.C. Section 365(a)).

18 Dated: January 15, 2010

WENDEL, ROSEN, BLACK & DEAN LLP

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20 By: /s/ Tracy Green

21 Tracy Green
22 Attorneys for Debtor
23 ECO2 Plastics, Inc.
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